

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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UNITED STATES OF AMERICA

v.

LOI VAN NGUYEN

Cr. No. 03-869-MBB

U.S. DISTRICT COURT
DISTRICT OF MASS.

**JOINT MOTION FOR CONTINUANCE
PURSUANT TO 18 U.S.C. § 3161(h)(8)(A)**

The United States of America, by its attorneys, Michael J. Sullivan, United States Attorney, and Laura J. Kaplan, Assistant U.S. Attorney, and Loi Van Nguyen, by his attorney, Raymond Sayeg, jointly request a continuance of the period within which the government must seek an indictment in this matter, and that the additional time be excluded under the Speedy Trial Act in the interests of justice, pursuant to 18 U.S.C. § 3161(h)(8)(A). In support of this motion, the parties state as follows:

1. On July 14, 2003, the defendant was charged by complaint with money laundering, in violation of Title 18, United States Code, Section 1956(A)(3)(b) and 2.

2. On December 16, 2003, the defendant was arrested pursuant to the arrest warrant issued in this action on July 14, 2003. Agents of the Immigration and Customs Service ("ICE") had previously been unsuccessful in their attempts to locate the defendant.

3. On December 17, 2003, the defendant had his initial appearance and was remanded pending a detention hearing which is

presently scheduled for January 15, 2004.

4. The government now moves, and the defendant has assented, to waive the speedy trial requirements including specifically the provisions of Section 3161(b), which mandates that an indictment or information be filed within thirty days from the date of arrest.

5. The government and the defendant have had preliminary discussions relating to a possible disposition of this case by pre-indictment plea agreement. Due to a death in the family of counsel for defendant, these discussions have had to be put on hold and the negotiation of a possible plea agreement will not be complete by the last date that this case must be indicted under the terms of the Speedy Trial Act, in the absence of further action.

WHEREFORE, the parties request that, in the interests of justice, this Court allow a continuance of the period within which the government must seek an indictment in this matter for the time period from the defendant's initial appearance on December 17, 2003 through January 16, 2004 and for an additional period not to exceed thirty (30) days, and that this period be excluded under the Speedy Trial Act in the interests of justice

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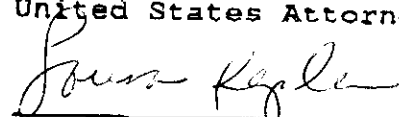
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pursuant to 18 U.S.C. § 3161(h)(8)(A).

Respectfully submitted,

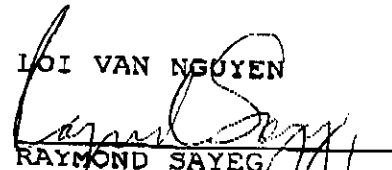
MICHAEL J. SULLIVAN
United States Attorney

By:


LAURA J. KAPLAN
Assistant U.S. Attorney

LOI VAN NGUYEN

By:


RAYMOND SAYEG
Attorney for LOI VAN NGUYEN